

10 K 9

Emitted 25 Jan 1944

Repairing and widening the Road from Flint
Vent in the County of Sussex, through H
gate in the County of Kent, and the Par
of Sandhurst, Newenden and Northiam
in the said County of Sussex, and from High
foreland to Cooper's Corner in the said
of Sussex, and to Tubb's Lake in the
of Kent.

The following is a list of the names of the persons who have been appointed to the various offices of the County of St. Louis, Missouri, for the year 1892:

Office	Name
County Clerk	John A. Smith
County Treasurer	James H. Brown
County Surveyor	William C. Jones
County Engineer	Robert L. White
County Assessor	Charles E. Green
County Auditor	Thomas M. Black
County Jailor	George W. Gray
County Coroner	Edward D. Hall
County Sheriff	Franklin P. King
County Marshal	Henry J. Lee
County Constable	John B. Scott
County Jailor	George W. Gray
County Coroner	Edward D. Hall
County Sheriff	Franklin P. King
County Marshal	Henry J. Lee
County Constable	John B. Scott

The names of the persons who have been appointed to the various offices of the County of St. Louis, Missouri, for the year 1892, are as follows:

Office	Name
County Clerk	John A. Smith
County Treasurer	James H. Brown
County Surveyor	William C. Jones
County Engineer	Robert L. White
County Assessor	Charles E. Green
County Auditor	Thomas M. Black
County Jailor	George W. Gray
County Coroner	Edward D. Hall
County Sheriff	Franklin P. King
County Marshal	Henry J. Lee
County Constable	John B. Scott



37
11 2
12

That it be Enacted; and be it Enacted by the KING'S Most
 Excellent Majesty, by and with the Advice and Consent of the Lords
 Spiritual and Temporal, and Commons in this present Parliament assem-
 bled, and by the Authority of the same, That the Honourable Robert
 Parsons, the Honourable James Besdenell, Sir Windham Knatchbull, Sir
 Ralph W. Bannister, the Mayor and Jurats of the ancient Town of
 Rye for the Time being, William Ashburnham, John Austen, John Bentinck,
 Samuel Bay, Samuel Bay, Junior, John Bailer, John Baker of Haverhill,
 Robert Braken, William Braban, Thomas Blackmore, Junior, John Buckland,
 John Barnes, Jeremiah Brattle, Stephen Brattle, Richard Backbell, Thomas
 Braddon, Samuel Biscoe, Benjamin Biscoe, John Baker of Northiam, Henry
 Mallow, Bishop, James Beckett, William Bishop, William Bask, James
 Blackmer, the Elder, James Breckman, John Bourne the Elder, John
 Bourne the Younger, Francis Bourne, William Champion, John Chisenden,
 Edward Chisenden, William Cooper of Udimore, Robert Chester, William Cox,
 James Curteis of Tenterden, Edward Curteis, Samuel Curteis, Jeremiah
 Curteis of Rye, Richard Curteis, William Curteis of Tenterden, Thomas Cooke,
 Senior, William Cuckow, Henry Carleton, Thomas Cuckow, John Cooke, John
 Cole, Peter Cole, Alexander Courthope, Edward Cox, John Churthill, Wil-
 liam Cooper of Stone, John Coopers, Thomas Collins of Pett, William Cooper
 of Stone, James Durrant, Daniel Davis, William Davis, Samuel Day,
 William Deane, John Elmestree, Rose Fuller, Thomas Frewen of Brickwall,
 Thomas Frewen, Senior, Doctor Thomas Frewen, Stephen Fuller, Thomas
 Fuller of Hethfield, Thomas Freshode, Charles Frewen, Senior, Charles Frewen,
 Junior, of London, Charles Frewen, Junior, of Northiam, Edward Frewen,
 Samuel Burner, Beverley Filmer, William Fisher, Phillips Gybbon, Allen Grebell,
 James Gybbon, Thomas Greenland, John Gybbon, William Green, Walter Gybbon,
 Thomas Gryg Hunter, Richard Harcourt, William Harwar, Thomas Harwar, Wil-
 liam Hicks, Francis Hicks, Thomas Hussey, John Harper, John Holman, John
 Holman, Junior, Stephen Holman, John Holt, Junior, John Hogben, Collier
 Hiden, John Hassell, James Hassenden, Richard Hassenden, Samuel Hunt,
 Philip Juddrell, Stephen Jewhurst, Thomas Jeffrey, John Knowles, James
 Knight, Thomas Lamb, James Lamb, John Lamb, Thomas Larkin, Thomas
 Larkin, Robert Lake, Thomas Lane, Edward Long, John Luckhurst, George
 Maltby, William Morland, Robert Montpenny, James Montpenny, Edward
 Maltby, Samuel Miller, John Malscoll, William Mercer, John Dammall,
 Maltby, William Maltby, Thomas Martin of Winchelsea, Thomas Martin of
 Rye, James Maltby, Thomas Morland, James Mann, John Maltby,
 Thomas Maltby, Thomas Morphett, Edward Muce, John Mount, Senior,
 John Mount, Senior, George Mount, Senior, William Mount, Senior,
 Maltby, John Norris, John Norris, Junior, Zebediah Newington, John
 Nicoll, John Nicoll, Thomas Neave, George Onslow, Thomas Owens, John
 Osborn, Edward Osborne, John Osborne of Horsmanden, Thomas
 Palsam, Nathaniel Pigran, Henry Peach, Thomas Procter, William
 Peckham, John Peckham, George Peckham, Henry Peckham, John Parnall,

he is so qualified as aforesaid, or otherwise shall pay the said Sum of Fifty Pounds, without any other Proof or Evidence on the Part of the Prosecutor than the Verdict of a Jury sworn to in the Execution of this Act.

To be paid at every Gate. And the Statute in that behalf made by the Authority aforesaid, That the said Statute, and the Statutes of them, or any one or more of them, or any Part or Parts of them, or any one or more of them, shall be

repealed, and may erect, or cause to be erected, Eight Bars, Gates, or Turnpikes, upon or under the said Road, at the several Places following, to wit: Three Bars, Gates, or Turnpikes, at some convenient Place between *Widdow's* and *Northgate* aforesaid, and a certain Bridge called *Widdow's*

at the Parish of *Widdow's* and *Northgate* aforesaid, and at some other Place between *Widdow's* and *Northgate* aforesaid, and the an-

cient Town of *Rye* aforesaid, one other such Bar, Gate, or Turnpike, at some convenient Place between *Widdow's* aforesaid and *Coppy's Corner* aforesaid, and one other such Bar, Gate, or Turnpike at some convenient

Place between *Widdow's* aforesaid, and the *White Post* that divides the said Parish of *Widdow's* and *Cranbrook* at *Tubb's Lake* aforesaid, and also

shall and may erect a Toll-House or Toll-Houses in or upon the said Road at each of the said Bars, Gates, or Turnpikes, and shall and may demand, receive, and take, at all and every, and each such distinct Bar, Gate or

Turnpike, the Tolls and Duties following, before any Cattle or Carriage shall be permitted to pass through the same, or either of them, and in the taking or demanding, which said Tolls or Duties, one Pair of

Wheeled Carriage shall be deemed and taken to be but as one Horse, and one Coach, Chaise, Berlin, Landau, Chaise, Chaise-Marin, Cabriolet, or other Carriage, drawn by Six Horses or Beasts of Draught, the Sum of

One Shilling, and drawn by Four Horses or Beasts of Draught, the Sum of Six-pence, and drawn by Three or Two Horses or Beasts of Draught, the Sum of Four-pence, and drawn by One Horse or Beast of Draught, the Sum of Two-pence, for every Horse, Mare or Gelding, laden or unladen,

and not drawing, the Sum of One-penny, for every Mule or Ass laden or unladen, and not drawing, the Sum of One Half-penny, for every Drove of Cows or neat Cattle, the Sum of Five-pence per Score, and so

in Proportion for any greater or less Number, for every Drove of Calves, Hogs, Sheep or Lambs, the Sum of Two-pence per Score, and so in Proportion for any greater or less Number.

And it is hereby Declared, That all and every of the said Tolls and Duties, being paid at one of the said Bars, Gates, or Turnpikes so to be erected as aforesaid, shall not be looked upon or deemed to be an Exemption from the Payment of the like Duties and Tolls at any other of the Bars, Gates, or Turnpikes so to be erected, but that the same Tolls and Duties shall be separately and distinctly taken and paid at all and every other the said Bars, Gates, and Turnpikes respectively,

through

through which any such Coach or other Carriage, or other Thing above-mentioned, shall pass.

And be it further Enacted by the Authority aforesaid, That after to be appointed, by virtue of this Act, or any Nine or more of them, to erect, or cause to be erected, (over and besides the abovementioned Bars, Gates or Turnpikes, upon or cross the said Roads, one or more of Bars, Gate or Gates, Turnpike or Turnpikes, and Toll House or Houses, on the sides of the said Roads, or at the end of or cross any Lane or Way leading into or out of the same, and there to demand and take such Tolls or Duties as by this Act are appointed to be demanded and taken.

Provided nevertheless, That all and every Person or Persons having paid for passing through any Bar, Gate or Turnpike so to be erected on the Sides of the said Roads as aforesaid, and producing a Note or Ticket of such Payment, shall pass through the next of the said Gates erected upon and cross the said Roads Toll-free, or if any Person or Persons having passed through any of the said Bars or Gates so to be erected upon and cross the said Roads as aforesaid, and having paid the Toll and Duties at such Gate or Gates, such Person or Persons, upon producing a Note or Ticket of such Payment, shall pass Toll-free through the next Bar or Gate so to be erected on the Sides of the said Roads.

Provided always, and be it further Enacted by the Authority aforesaid, That all and every Carriage or Carriages whatsoever, except those laden with Corn or other Grain, and except Coaches, Chaises, Landaus, Chaises, Chaise Marines, Calashes, Chairs or Healers, passing through any Gate or Gates, Turnpike or Turnpikes to be erected, by virtue of this Act, between the First Day of October and the First Day of May, in every Year during the continuance of this Act, shall pay double Toll at each Bar, Gate or Turnpike, through which such Carriage or Carriages shall pass, any Thing in this Act contained to the contrary thereof notwithstanding.

Provided always, and it is hereby Declared, That until the said Roads hereby directed to be repaired shall be well and effectually amended and repaired, nothing in this Act contained shall be construed, deemed, or taken to be, that the said Trustees, by virtue of this Act or any of the Powers or Authorities hereby given, shall have any Power or Authority whatsoever to dig up, spoil, hurt or destroy any of the Track or Tracks there commonly called by the Name or Names of a Horse-Track or Horse-Tracks, and now used by Persons going and travelling with Horses or on Horseback, which run along, or on the Side of and adjoining to the said Road by this Act directed to be repaired, save in such Place or Places where the Narrowness of the said Roads hereby directed to be repaired will not permit such Track or Tracks to be continued.

And it is hereby Enacted and Declared, That by and under this Act, and all and every the Powers and Authorities hereby given, such Track or Tracks shall from Time to Time, and as all Times during the Continuance of this Act, be amended, repaired, and kept in Repair, by and out of the Monies to be raised by virtue of this Act, and shall be continued and pre-

For erecting
Side Gates.

Not to extend
to a double
Toll.

Double Toll,
except as
excepted
from the
First of October
to the First of
May.

Horse Tracks
not to be in-
jured till
Roads re-
paired.

Exemption
from Tolls.

Surveyed as they now are, unless in such Place or Places where the Narrowness of the said Roads hereby directed to be repaired, shall not permit such Track of Tracks to be continued as aforesaid, and the said Roads shall be effectually repaired and continued as aforesaid, and then only so far that the said Roads be repaired, amended, and kept in good Repair, where such Track of Tracks shall of Necessity be taken and laid into the said Roads, according to the Statute in that behalf made, and it is hereby Enacted by the Authority aforesaid, That no Person or Persons shall be charged with any of the Tolls or Duties payable for passing and repassing through any of the Bars, Gates, or Turnpikes to be erected by virtue of this Act, and carrying any Materials for repairing the said Roads, or for mending any of the Highways in the Parishes in which the said Roads by this Act directed to be repaired do lie, or going or returning through any of the said Bars, Gates or Turnpikes at any Time between the First Day of May and the Twenty-Ninth Day of September in every Year during the Continuance of this Act, but at no other Time or Times whatsoever, or otherwise than as aforesaid, for or with Dung, Mould, Soilage, Muck, Greet, Litter, Chalk, Lime, Marle, or Compost, or other Materials for manuring of Lands or Gardens belonging to and used by the respective Inhabitants of the several Parishes or Places in which the said Roads hereby intended to be repaired do lie, nor shall any Toll or Duty be demanded or taken, by virtue of this Act, for any Carts, Wains, Waggones, or other Carriages carrying, going or returning with Hay, Corn in the Straw, Hops going to the Oast to be dried, or returning from thence, Wood, Faggots, Hop-poles, and Charcoal (not for Sale, but) intended to be used in any Houses, Out-houses, Barns or Yards of or belonging to the several Owners or Shopkeepers being Inhabitants of the several Parishes or Places in which the said Roads hereby intended to be repaired do lie, for such Carts, Wains, Waggones, and other Carriages passing and repassing, and carrying such Hay, Corn in the Straw, Hops, Faggots, Wood, Hop-poles, and Charcoal, as aforesaid, between the said First Day of May and the said Twenty-Ninth Day of September in every Year during the Continuance of this Act, and at no other Time or Times whatsoever, and not otherwise, and so as such Carts, Wains, Waggones, and other Carriages so laden with Dung, Mould, Soilage, Muck, Greet, Litter, Chalk, Lime, Marle, Compost, or other Materials for manuring of Lands or Gardens, or with Hay, Corn in the Straw, Hops, Wood, Faggots, Hop-poles, and Charcoal, do not pass through more than one of the said Gates, Toll-free, and it is hereby further Enacted and Declared, That no Toll or Duty shall be demanded or taken by virtue of this Act for any Ploughs, Harrows, Rolls, or any other Implements of Husbandry belonging to any Person or Persons residing or using Farms in the said Parishes in which the said Roads hereby directed to be repaired do lie, and do so as such Ploughs, Harrows, Rolls, or Implements of Husbandry be not hauled or carried otherwise than on Wheel-Carriages, provided always, That such Ploughs, Harrows, Rolls, or Implements of Husbandry shall not pass through more than one of the said Gates Toll-free, and shall pay any of the Tolls or Duties hereby laid be demanded of or taken from any Person or Persons residing in the said Parishes in which the said Roads

Roads hereby directed to be repaired do lie, who shall pass through the said Turnpikes or Gated Gates, to or from their respective Church or Chapel, or other Place of religious Worship, on Sunday, Christmas Day, Good Friday, and other Days, and Times of publick Worship, or who shall attend the Buriall of any Person or Persons to be buried in any of the said Parishes, or for any Horse, Mares, Geldings, or Cows going or returning from Pasture to be mended, or going at herding from any Pasture to any Place near the said Roads, or for any Wagon, Cart, or Bull, for the use of the Inhabitants of any of the Towns or Parishes near the said Roads, or for any Oxen, Sheep, or other Cattle going or returning from one Farm to another Farm in the Occupation of the same Person, or who shall pass through more than one of the said Gated Turnpikes, for any of the Purposes aforesaid, or for the Horse or Horses of any Driver or Driver of such Cattle, for the Post-Roads or Post-Roads, carrying any Mail or Packet, then shall any Toll or Duty be demanded or taken for any Horse or Horses, Carriage or Carriages which shall have been at Tack or Hire, where laden with Fish from the Sea-Coast, upon their Return laden from London or elsewhere towards the Sea-Coast (such Horse or Horses, Carriage or Carriages when laden having before paid the Tolls and Duties granted by this Act), nor for any Horse or Horses upon which the Rider or Drivers of such Horses or Carriages shall ride upon their Return unladen as aforesaid, nor shall any Toll or Duty be demanded or taken for the Horses of any Soldiers passing, who are upon their March, or for the Carriage, Carriages, or Waggon, attending them, laden with their Arms or Baggage, nor for any Horse, Cart or Waggon travelling with a Grant sent by legal Process nor shall any Tolls be taken by virtue of this Act for Coaches, Berlines, Hansoms, Chaises, Chaises-Maires, Chaises of Calling, or Passages from Black-hack, going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the last several Counties of Kent or Sussex, or either of them, on the Day or Days of such Election: Provided nevertheless, That if any Person or Persons shall claim or take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, such Person or Persons shall for every such Offence forfeit and pay the Sum of Twenty Shillings, one Moiety whereof shall be applied to the Use of the Informer, and the other Moiety thereof to be applied towards amending the said Roads, any thing in this Act contained to the contrary thereof notwithstanding.

Provision Always, and it is hereby enacted by the said Commissioners, that no Person or Persons having paid the Toll or Duty hereby enacted shall be paid at every of the said Gated Gates or Turnpikes, or at any of the said Highways, which such Person or Persons shall have paid for any Horse, Mares, Geldings, Mules, or Cattle, (and who ought to pay the same by virtue of this Act) and producing a Note or Ticket, Note or Ticket, do noting such distinct and separate Payment at all and every of the said Gated Gates through which he, she, or they shall have so passed, (which said Note or Ticket, Note or Ticket the Collector or Collectors is and are hereby required upon Demand to give) shall be liable to pay the same for returning or going in any time through the same Bar or Bars,

Roads

Gate

noitqmaxel
alloT mor

safer alloT
loir edr ai
sach

ram alloT
ed parat
sach

Penalty on
taking Benefit
illegally.

Tolls to
paid but once
in a Day for
passing twice

being, or to prefer and prosecute Billings Indictment against any Person or Persons who shall disturb therein the Possession of the Property thereof, or in any other manner, and be it further enacted by the Authority aforesaid, That no Bar, Gate or Turnpike shall be erected or set up by any Person or Persons, or shall at any Time after this date be set up, be taken down, or removed to any other Place, except by Order of the Trustees, or any Fifteen or more of them, and whereof Billings, Deeds, Notices shall be given, in Writing, by the Clerk to the Trustees, under his Hand, to be affixed on all the Turnpikes to be erected by virtue of this Act, any thing in this Act contained to the contrary notwithstanding, and be it further enacted, and it is hereby enacted by the Authority aforesaid, That the said Trustees, or any Fifteen or more of them, at a General Meeting to be held for that Purpose, whereof Notice shall be given, in Manner aforesaid, at least Twenty Days before such Meeting, and hereby authorized and empowered from Time to Time, in case it shall appear requisite and expedient, to lessen and reduce, and again to raise and advance the Tolls or Duties hereby granted and made payable, and to order the same to be taken in such Manner, Parts and Proportions as they shall think fit, so as the respective Tolls so varied, never exceed the Tolls granted by this Act, nor be ever lessened until the Money to be borrowed on the Credit thereof, together with the Interest thereon, shall be repaid, unless all Persons to whom such Money and Interest is due consent thereto, and such Tolls or Duties so varied, or any of them, shall be collected, received, laid out and applied in the same Manner as the Tolls and Duties hereby granted, are directed to be collected, received and applied to, Andasmuch as the Money to be collected by Receipt of the Tolls and Duties, by this Act imposed or granted, will not be sufficient for the repairs and mending the Roads hereby directed to be repaired, be it further enacted, by the Authority aforesaid, That the said Trustees, or any Fifteen or more of them, shall and may, and they are hereby empowered, from Time to Time, by any Writing or Instrument under their Hands and Seals, to assign over or mortgage the said Tolls or Duties, or any Part thereof, collected on the said Roads (the Costs and Charges of such Assignment or Mortgage, to be borne and paid out of the said Tolls and Duties) for any Time or Term for which the same are hereby made payable, or any Part of such Time or Term, as a Security for any Sum or Sums of Money so to be borrowed by the said Trustees, for the Purpose, to such Person or Persons, his, her or their Trustees, as shall advance and lend such Money to secure the Repayment thereof, by or out of the Money arising upon the collection by the said Tolls or Duties, with such Interest for the same, not exceeding Five Pounds per Centum per Annum, and the said Trustees, or any Fifteen or more of them, shall think fit and agree to give, which said Money so borrowed, shall (after paying the Expences of obtaining this present Act) be applied and disposed of as the said Tolls and Duties are to be applied and disposed of by virtue hereof, and to no other Use or Purpose whatsoever: And that all and every the Original Mortgage and Mortgages, Assignment, and Assignments,

...shall be made by the said Trustees, shall be entered at length in a Book to be kept for that purpose by the said Clerk.

...and it is hereby declared, That no Money shall be borrowed by the said Trustees on the Credit of the said Tolls and Duties, until Notice for that purpose be fixed in Writing under the Hand of the Clerk to such Trustees, upon all the Turnpike Roads erected by virtue of this Act, at least Fourteen Days before borrowing such Money.

And it is further enacted by the Authority aforesaid, That all and every the Person and Persons to whom any such Mortgage of Mortgages, Assignment or Assignments shall be made as aforesaid, or his, her or their Executors or Administrators, may from Time to Time by proper Words of Assignment, to be indorsed on his, her or their Security, or by any other Writing or Writings, to be duly executed in the Presence of Two or more credible Witnesses, Assign or Transfer the same Security and Securities, and all Benefit and Advantage thereof, and of his, her or their Right, Title and Interest to the Principal and Interest due, or any Part thereof, to any Person or Persons whomsoever, which said Assignment shall be produced and notified to the Clerk appointed, or to be appointed, by the said Trustees within Three Months next after the Date thereof, who shall cause an Entry or Memorial to be made of such Assignment, containing the Dates, Parties and Sum of Money therein mentioned, to be assigned in the said Book to be kept for entering the said Original Mortgage and Mortgages, Assignment and Assignments made by the said Trustees, and for which Entry or Memorial the Clerk shall be paid Two Shillings and no more, and after such Entry made such Assignment shall in like manner Assign, his, her or their Executors, Administrators and Assigns, to the Benefit thereof, and Payment thereon, and such Assignee may in like manner assign the same again, and so forth, as Occasion may require, and it shall not be lawful the Power of any Person or Persons who shall make such Assignment, to make Void, Revoke or Discharge the same, or any Monies thereby due, or any Part thereof.

And it is further enacted, by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Twenty One or more, of them, upon Six Months Notice to be given thereof by Writing under the Hand of the Clerk to the said Trustees, at any one of the Turnpikes erected by virtue of this Act, from Time to Time, to lease, demise, let, farm or set out by Writing under their Hand and Seals for any Term not exceeding Three Years, the Tolls and Duties by this Act granted, or any Part thereof, to any Person or Persons who shall be willing to take of farm the same, for the best Price such Trustees shall see fit, payable at such times and in such manner as they the said Trustees, or any Twenty One or more of them, shall think fit, and to be paid to the said Trustees, or any Nine or more of them, or to such Person or Persons as they, or any Nine or more of them, shall appoint to receive the same, which Monies to be paid shall be applied as the said Tolls

...shall be made by the said Trustees, shall be entered at length in a Book to be kept for that purpose by the said Clerk.

...and it is hereby declared, That no Money shall be borrowed by the said Trustees on the Credit of the said Tolls and Duties, until Notice for that purpose be fixed in Writing under the Hand of the Clerk to such Trustees, upon all the Turnpike Roads erected by virtue of this Act, at least Fourteen Days before borrowing such Money.

And it is further enacted, by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Twenty One or more, of them, upon Six Months Notice to be given thereof by Writing under the Hand of the Clerk to the said Trustees, at any one of the Turnpikes erected by virtue of this Act, from Time to Time, to lease, demise, let, farm or set out by Writing under their Hand and Seals for any Term not exceeding Three Years, the Tolls and Duties by this Act granted, or any Part thereof, to any Person or Persons who shall be willing to take of farm the same, for the best Price such Trustees shall see fit, payable at such times and in such manner as they the said Trustees, or any Twenty One or more of them, shall think fit, and to be paid to the said Trustees, or any Nine or more of them, or to such Person or Persons as they, or any Nine or more of them, shall appoint to receive the same, which Monies to be paid shall be applied as the said Tolls

...shall be made by the said Trustees, shall be entered at length in a Book to be kept for that purpose by the said Clerk.

...and it is hereby declared, That no Money shall be borrowed by the said Trustees on the Credit of the said Tolls and Duties, until Notice for that purpose be fixed in Writing under the Hand of the Clerk to such Trustees, upon all the Turnpike Roads erected by virtue of this Act, at least Fourteen Days before borrowing such Money.

And it is further enacted, by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Twenty One or more, of them, upon Six Months Notice to be given thereof by Writing under the Hand of the Clerk to the said Trustees, at any one of the Turnpikes erected by virtue of this Act, from Time to Time, to lease, demise, let, farm or set out by Writing under their Hand and Seals for any Term not exceeding Three Years, the Tolls and Duties by this Act granted, or any Part thereof, to any Person or Persons who shall be willing to take of farm the same, for the best Price such Trustees shall see fit, payable at such times and in such manner as they the said Trustees, or any Twenty One or more of them, shall think fit, and to be paid to the said Trustees, or any Nine or more of them, or to such Person or Persons as they, or any Nine or more of them, shall appoint to receive the same, which Monies to be paid shall be applied as the said Tolls

and Duties are by this Act directed to be applied, and to go towards whatsoever shall be further directed by the Authority aforesaid. That any Person or Persons, during the Continuance of this Act, shall cause or procure to be haled or drawn, or to drag the Roads by any Hackney Coach, or any other Vehicle, or any part thereof, any Horse or Horses, or any other Cattle, or any other Thing, and except upon Wheel Carriages, every such Person for every such offence shall forfeit and pay the Sum of Ten Shillings.

And it is further enacted by the Authority aforesaid, That if any Person or Persons whatsoever, owning or occupying any Messuage or Land near to any Turnpike, which shall be erected in pursuance of this Act, shall permit or suffer any Person or Persons to pass through any Land, Gate, Passage or private Way, with any Carriage, Horse, Mare, Ass, Mule, or any sort of Cattle, in which any Toll or Duty is hereby laid, or if any Person or Persons shall with any Carriage whatsoever, or with any Horse, Mare or other Cattle, pass through any such Land, Gate, Passage or private Way, whereby the Payment of any of the said Tolls or any part thereof shall be avoided, or if any Person or Persons shall take off, or cause to be taken off, any Horse, Mare or other Cattle from any Carriage, with an Intent to avoid paying any of the said Tolls or Duties, or shall leave or cause to be left upon or near the said Roads any Coach, Berlin, Landau, Chariot, Chaise, Chaise-Marine, Calash, Chair, Wagon, Wain, or other Carriage, Horse, or any other Cattle, with such Intent as aforesaid, every Person so offending in any of the Cases aforesaid, shall forfeit and pay the Sum of Twenty Shillings, one Moiety whereof shall be paid to the Informer, and the other Moiety thereof shall be applied towards repairing the said Roads.

And it is further enacted by the Authority aforesaid, That if any Person or Persons having paid any of the Tolls or Duties by this Act granted, and having such Note or Ticket, Note or Tickets as aforesaid, shall give or dispose of the same to any Person or Persons in order to avoid the Payment of the said Tolls and Duties, every such Person so offending or disposing of such Note or Ticket, Note or Tickets, and the Person receiving and making use of the same, shall respectively forfeit and pay the Sum of Twenty Shillings, one Moiety whereof shall be paid to the Informer, and the other Moiety thereof shall be applied towards repairing the said Roads.

And it is further enacted by the Authority aforesaid, That the said Trustees or any Fifteen or more of them, may choose a Clerk, Treasurer or Treasurers, Collector or Collectors of the Tolls or Duties aforesaid, and also a Surveyor or Surveyors to view the Condition of the said Roads, and so far as the same be repaired, and all such other Officers as they shall think necessary to employ in the Execution of this Act, and from Time to Time to remove such Clerk, Treasurer, Collector, Surveyors and other Officers, as they shall see Cause, and appoint new ones in case of Death or such Removal; and the said Tolls and Duties shall be paid under the Rates aforesaid, to such Person as shall from Time to Time be appointed to receive the same, and the Person so appointed to receive the said Tolls and Duties, and also such Surveyors and all Persons any ways employed

Against draw-
ing of Tolls
But on Wheels
Carriages, w
wound

Penalty on
Person
A
to evade
the Tolls.

Clerk's Fee
Or disposing
of Tickets for
that purpose.

For leaving
the Tolls

For choosing
Officers.

Who are to
account upon
Oath.

And be al-
lowed Sala-
ries.

Treasurer
to be sworn
to the duty
of his office.

No Victualler
to hold any
Place of Pro-
fit.
For getting
Materials to
repair the
Roads.

by or under them, or any of them, shall upon Oath, if there-
unto required by the said Trustees, or any five or more of them, which
said Trustees are hereby empowered to administer
in every Month or oftner, if the said Trustees, or
any five or more of them, shall so require, give in a true and
correct account in Writing under their respective Hands to the said Treas-
urer, or any five or more of them, of all Money which such Persons
shall to that time respectively have received and disbursed by virtue of this
Act, or their respective Offices, and in case any Money so
received shall remain in the Hands of such respective Persons, or any
of them, the same shall be paid to the said Trustees, or any five or
more of them, or to such Person or Persons as they, or any five or
more of them, shall empower to receive the same, and shall be laid out
according to the true meaning of this Act; and the said Trustees, or any
five or more of them, shall and may put, of their full Tolls and
Dues, make such Allowance for the said Clerk, Collectors, Surveyors, and
other Officers, for their Care and Pains respectively taken in the Execution
of their respective Offices, and to such other Persons as shall be assisting
in, and about procuring the said Roads to be amended, as to the said Treas-
urer, or any five or more of them, shall seem reasonable; and in case such
Collectors, Surveyors, or other Persons, or any of them, shall not give such
account, and make such Payment as aforesaid, that then any Justice or
Justices of the Peace for any Division in which any Part of the
said Roads do lie, shall and may make Inquiry touching such Default,
and in a summary Way, and without Oath, of the Person or Persons by
the Commission of one or more credible Witnesses or Witnesses upon Oath,
(which Oath the said Justice or Justices and are hereby empowered to
administer, without Fee or Reward,) and if such Person shall
be thereof convicted, such Justice or Justices shall commit the same to
the common Gaol or Gaols of the said Counties of Kent or Southampton
to remain without Bail or Mainprize, until he shall give and make a true
and perfect Account as aforesaid, or until he shall have been otherwise
agreed with such Trustees, or any five or more of them, and shall
make such Composition to the said Treasurer or Treasurers, or any five or
more of them, as the said Trustees, or any five or more of them, at any
Meeting assembled, are hereby empowered to make. And be it further
enacted, That the said Trustees, or any five or more of them, shall and they are hereby required to take such Security
from their Treasurer or Treasurers for the due Execution of his said Office,
as the said Trustees, or any five or more of them, shall think fit. And be it
further enacted, That no Victualler, or Retailer of Beer, Ale, or Spirituous Liquors, shall be capable of holding any
Place of Profit under this Act. And be it further enacted by the Authority aforesaid, That it shall
and may be lawful to and for the said Surveyor or Surveyors, or such Per-
sons as he or they shall appoint, to dig, gather, take, and carry away, such
Gravel, Furze, Heath, Sand, Stones, or other Materials for repairing the
said Roads, out of any River, or Brook, or out of any Waste or Common
Grounds

Surveyor or Surveyors such Charges as aforesaid, it shall and may be law-
ful for such Surveyor or Surveyors, by Warrant or Warrants under the
Hand and Seal, or Hands and Seals of one or more Justice or Justices of
the Peace for any of the said Counties, wherein such Trees and Bushes
stood, which shall be so cut down or lopped, or from whence such Annoyances
shall be removed, from Time to Time to levy the Charges thereof upon such
Owners and Occupiers by Distress and Sale of his, her and their Goods and
Chattels, rendering the Overplus (if any be) to the Owner or Owners thereof
upon Demand, after all Charges paid, and if after Removal of any of the said

Persons
at
to be
1151

Annoyances, any Person or Persons shall again offend in the like matter,
every such Person so offending, and being thereof convicted upon Oath
before two or more Justices of the Peace for the Counties aforesaid,
or of one of them, shall for every such Offence forfeit and pay to the
said Justices, or any Five or more of them, the Sum of Twenty Shillings,
over and above the reimbursing to such Surveyor or Surveyors the Costs
and Charges of doing the same as aforesaid.

Scouring
Ditches, &c.

And be it further Enacted, That if any Person or Persons, who of
Right ought to scour or cleanse any Ditch, Drain or Watercourse, which shall
lead into or out of any Part or Parts of the said Roads, shall not in a
proper manner cause the same to be scoured and cleansed, within the
Space of Ten Days next after Notice in Writing shall for that Purpose be
given to him, her or them respectively, or shall be left at his, her or their
respective Place or Places of Abode by the said Surveyor or Surveyors, then
the said Surveyor or Surveyors may cause such Ditches, Drains and Water
courses to be scoured and cleansed, and pay for the scouring and cleansing
the same, and if the said Person or Persons, who of Right ought to have
done the same, shall not repay the Money so paid by such Surveyor or
Surveyors upon Demand thereof upon him, her or them respectively made
either in Person, or by Writing, to be left at his, her or their respective
Place or Places of Abode, it shall and may be lawful for such Surveyor and
Surveyors upon Proof of the scouring and scouring the said Ditches, Drains
or Watercourses, and Payment of the said Money, and Demand thereof
made, and Non-payment thereof as aforesaid, by the Oath of one or more
Witness or Witnesses before any Justice of the Peace for such of the said
Counties, wherein such Ditches, Drains or Watercourses do lie, by Warrant
or Warrants under the Hand and Seal of such Justice, to levy the same
by Distress and Sale of the Goods and Chattels of such Person or Persons,
rendering the Overplus (if any be) to the Owner or Owners thereof upon
Demand, after all Charges paid.

For
highways
widen the
Roads.

And be it further Enacted, That in Case the said Justices, or any
Nine or more of them, shall at any Time or Times during the Continu-
ance of this Act think proper to widen, to alter any Part or Parts
of the said Roads, for the better Accommodation of Passengers, that then
the said Justices, or any Nine or more of them, shall have full Power
and Authority from Time to Time to treat, contract and agree with the
several Owners, Proprietors, Occupiers of, and Persons interested in any
Lands, Grounds or Hereditaments lying contiguous or near to the said
Roads, for the Purchase of any such Lands, Grounds or Hereditaments, or

for

to treat, or shall not agree in the Premises, or by Reason of Absence shall be prevented from treating, then or in any or any such Case, the said Trustees, or any Nine or more of them, shall cause it to be inquired into and ascertained, by and upon the Oath of a Jury of Twelve indifferent Freeholders of the said County of Kent or Sussex, but of that County wherein the said Lands do lie, which Oath any Two or more of the said Trustees, are hereby empowered and required to administer, and they shall in order and cause the said Jury to view the said Places in Question, if there be Occasion, and use all lawful Ways and Means, as well for their own as for the said Jury's better Information in the Premises, as they the said Trustees, or any Nine or more of them, shall think fit, and after the said Jury shall have inquired of, ascertained and settled such Damage and Recompense, they the said Trustees, or any Nine or more of them, shall thereupon order, adjudge and determine the Sum or Sums of Money to be satisfied by the said Jury, to be paid to the said Owners, Proprietors, Occupiers of, or other Persons interested in the said Lands, Hereditaments, according to such Verdict or Inquisition of the said Jury, which said Verdict or Inquisition and Judgment, Order or Determination, so had, and made, shall be final binding and conclusive to all Intents and Purposes, against all Parties and Persons whatsoever, claiming in Possession, Reversion, Remainder, or otherwise, their Heirs and Successors, as well as to the present, Infants, Feme Coverts, and Persons under any other Disability whatsoever, Bodies Politick, Corporate or Collegiate, and all other Aggregate or Sole, and all other Person or Persons whomsoever, and all and every such Owners, Proprietors and Occupiers, and all and every Person or Persons any wise interested in such Lands, Grounds or Hereditaments, shall upon Payment or Tender of the Sum or Sums of Money so assessed as aforesaid, thereby be from thenceforth to all Intents and Purposes divested of all Right Title, Claim, Interest and Profits of, and out of the said Lands, and for the summoning and returning such Jury of Freeholders the said Trustees, or any Nine or more of them, are hereby empowered to issue their Warrant or Warrants to the Sheriff of the said County of Kent or Sussex, or of such of the said Counties wherein the said Lands shall lie, thereby commanding and requiring him to personally summon and return, as aforesaid, a Jury of Twenty-four Persons to appear before the said Trustees, or any Nine or more of them, at such Time and Place as by the said Warrant shall be appointed, and the said

said Sheriff or his Deputy or Deputies and are hereby required to i-
pannel, summon, and return such Number accordingly, and any of the
Persons so impanelled, summoned and returned, or any of such of them
as shall appear upon such Summons, the said Justices or any of them
shall swear, or make an Oath, to the said Justices, who shall be the
Jury for the Purpose aforesaid, and shall be sworn in a full and lawful
manner, the said Sheriff or his Deputy or Deputies shall cause such
Jury and such other Men of the County by which the same shall be
returned to attend their Service on the Monday next following, and all such
Persons shall have their lawful Chances against any of the said Persons
when they come to be sworn, and the said Justices, or any of them, or
any of them, being at the Premises, shall have full Power from Time to Time
to impose any reasonable Fine or Fines on such Sheriff, or Deputy or
Deputies, Bailiff or Agents, making Default in the Premises, or on any
of the Persons that shall be summoned and returned to serve on such Jury,
and that shall not appear, or that shall refuse to be sworn on the said Jury,
or being so sworn, refusing to give or not giving their Verdict, or in any other
manner wilfully neglecting their Duty, or heads, contrary to the true Intent
and Meaning of this Act, and on any of the Persons who being required
to give Evidence before the said Jury touching the Parties, shall refuse
to appear, or appearing shall refuse to be sworn and give Evidence,
and from Time to Time to levy such Fine and Fines, No such Fine
shall exceed the Sum of Ten Pounds upon any one Person for one
Offence, and all Fines shall be applied for such Uses and in such Manner
as the Justices granted by this Act are to be applied, and it is further
enacted, That all and every Sum and Sums of Money so assessed by
such Jury for the Damage and Recompense aforesaid, shall be, and is hereby charged and chargeable upon the
which shall be raised, received, or borrowed by virtue of this Act, and
shall be paid thereout accordingly by the said Justices, or any one or
more of them, or by their Treasurer, to the Person or Persons who have
incurred thereof, or to their Agent or Agents, and that upon Request, or
Tender thereof to such Person or their Agents, and in case of Refusal to
accept the same, then upon leaving the same in the Hands of the Treas-
urer to the said Justices for the Use of such Persons, such Lands,
Grounds, or Hereditaments shall be laid into and made part of the said
Roads, and shall to all Intents and Purposes whatsoever become, and be
used, and taken to be, a Publick and Common Highway, and the from
any part of the said Roads for ever after, and shall be repaired, and
kept in Repair by such Ways and Means, and in all Respects in such
Manner as the said Roads to be widened, altered or mended were and should
have been kept in Repair, and after such new Roads shall be made, and
the Banks and Grounds comprised in or adjoining the said Roads, shall
be vested in, and shall or may be sold by the said Justices, or any
one or more of them, to such Person or Persons who shall be willing to
become the Purchaser or Purchasers thereof, for the best Price that can be
given for the same, and the Money arising by such Sale shall be applied
and disposed of for the repairing the said Roads, and the Sals and Con-
veyance

23 of 1041
Shall agree
223

Guided
old wood
to W. Street
- 124 ed. 1144
For a small
table in de
ment 1.2
hour to one
man in

Penalty on
Sheriffs &c.
neglecting.

Money as-
sessed how to
be charged.

Lands to be
made Part of
the Roads.

For the
the law

veyance, and Conveyances to be made of such Lands or Grounds being executed by the said Trustees, or any Nine or more of them, and inrolled with the Clerks of the Peace for the said Counties of Kent and Sussex, and for each of the said Counties wherein the said old Roads lay shall be good and effectual in the Law to all Intents and Purposes whatsoever.

Not to damage Houses &c.

And be it further Enacted, That in widening, mending, or repairing any Part or Parts of the said Roads, nothing shall be done which shall or may in any wise injure or damage any House or Building, Garden, Orchard, Plantation or Nursery of Trees, or any Wall or Fence, or any other thing, unless the Owner or Owners thereof shall consent thereto.

Directing how the Statute-Work shall be performed.

And be it further Enacted by the Authority aforesaid, That for preventing Differences which may arise between the said Trustees and the Surveyors of the Highways for the several Parishes, Townships, or Places through which the said Roads do lead, or the Inhabitants thereof, touching the Statute-Work the Inhabitants of each Parish, Township, or Place ought to do on the said Roads by this Act directed to be repaired, it shall and may be lawful for any Two or more of the said Justices of the Peace, within their respective Jurisdictions, upon Application made to them by the said Trustees, or any Four or more of them, to summon the Surveyor or Surveyors of or for any Parish, Township, or Place wherein the said Roads do lie, and in case no Surveyor shall be appointed for any such Parish, Township, or Place, then to summon the Churchwarden or Overseers of the Poor of such Parish, Township, or Place, to bring in Writing before such Justices upon Oath, within Eight Days after such summoning, the Names of the several Persons who within each Parish, Township or Place respectively are obliged by Law to do their Statute-Work for that Year, with Teams and Draughts or otherwise, and also the Number of Days-Work which with such Teams or Draughts or otherwise each Person ought to do on the said Roads, out of which List the said Justices shall and may allot, appoint, and order such and so many Persons to do their Statute-Work on the said Roads as the said Justices shall think fit, which Statute-Work shall be done by such of the Persons as shall be appointed to do the same, on such several Days, and at such several Times, and in such Part of the said Roads as the said Trustees, or any Five or more of them, or their Surveyor or Surveyors shall from Time to Time direct and appoint, and if any Person shall neglect or refuse to do such Statute-Work so allotted, appointed, and ordered to be done as aforesaid, every such Person, for every Day he, she, or they shall make Default, shall forfeit and pay the Sum of Ten Shillings for every Team or Draught, and every Householder and Person liable to do Statute-Work making Default shall forfeit and pay the Sum of One Shilling and Six Pence for each Day's Default, instead of such Penalty or Penalties as he, she, or they is or are respectively now by Law subject to for neglecting to do their Statute-Work; and if any Person or Persons who shall come to work as a Labourer or Labourers, or shall be sent with any Team or Draught to work on the said Roads, shall be found idle or negligent by the Turnpike Surveyor or Surveyors, such Surveyor or Surveyors is and are hereby empowered

Penalty on Default.

Small, the
Stature of
how the
Diving

Persons liable to do Statute Labour to continue so.

Penalty

to be
of
the
same
kind
as
the
one
in
the
last
issue.

be

For com-
pounding for
Statute
Labour.

be done in the Roads aforesaid, as well by the Inhabitants of the said Town of *Don*, as by the Inhabitants, all or any of them of the other Parishes or Places in which the said Roads hereby directed to be amended do lie.

Provided always, and be it further *Enacted* by the Authority aforesaid, That the said Trustee shall and may be lawful to and for the said Trustee, or any one or more of them, from Time to Time during the Continuance of this Act, to compound and agree with the Surveyor or Surveyors of any of the Parishes or Places in which the said Roads do lie, and with any of the Possessors or Occupiers of Lands, Tenements and Hereditaments, or other Persons who are or shall be liable or chargeable towards the repairing of any Part of the said Roads, either by Statute-Work, Custom or Tenure as aforesaid, for a certain Sum of Money by the Year or otherwise, as the said Trustee, or any Fifteen or more of them, shall think reasonable, in lieu of such Statute or other Work to be done by the Inhabitants of such Parishes or Places, or by such Possessor or Possessors, Occupier or Occupiers of such Lands, Tenements and Hereditaments, or other Persons chargeable by Custom or Tenure as aforesaid.

And be it further *Enacted* by the Authority aforesaid, That in case any Composition Money agreed to be paid in lieu of any Statute-Work or Day's Work of the Inhabitants of any Parish or Place wherein the Roads to be amended by virtue of this Act do lie, or in lieu of Repairs to be done to Bridges, Drains, Sewers, or other Parts of the said Roads, by Persons chargeable therewith as aforesaid, shall not be paid within Fifteen Days next, after the same shall become payable according to such Agreement or Composition, in the Person or Persons whom the said Trustee, or any Fifteen or more of them, shall authorize to receive the same, that then it shall and may be lawful for any one of the Justices aforesaid, by Warrant under his Hand and Seal, to empower the Person or Persons so authorized by the said Trustee to receive such Composition-Money, (Oath being first made that the same has been demanded, and remains unpaid, which Oath the said Justice is hereby authorized and required to administer), to levy such Composition-Money by Distress and Sale of the Goods of the Person or Surveyors of the Highways, or of the Person or Persons so having respectively compounded either for such Statute or Day's Work, or for such Repairs to be done to such Bridges, Drains, Sewers, or other Part of the said Roads, by Persons chargeable therewith as aforesaid, retaining the Overplus, if any, after the Charges of such Distress and Sale thereon first deducted.

How Sur-
veyors are
to be reim-
bursed.

Provided always, and be it *Enacted* by the Authority aforesaid, That if any Surveyor of the Highways of and for such Parish or other Place for which any such Composition shall be made for any Statute or Day's Work as aforesaid, shall pay the Composition-Money, or if the Composition-Money shall be levied on him in the manner herein before provided, all and every such Surveyor and Surveyors shall and may be reimbursed the Composition-Money he shall so pay, or which shall be so levied on him, together with the Charges of levying the same, in such manner as by the Law Surveyors of the Highways of this Kingdom are

to be reimbursed the Money by them expended in buying Materials for amending the Highways.

And be it further Enacted by the Authority aforesaid, That the Justices of the Peace, or any Five or more of them, shall and may lawfully and lawfully request and impowered to cause the said Stones to be erected, and Stones or Posts to be set up in or near the Sides thereof, and to be set at the Distance of one Mile each from the other, according to the Direction of every such Stone or Post from London, or any other Place, as the said Justices shall seem meet; and if any Person shall wilfully break, pull up, or pull up any of the Stones or Posts, or any Part thereof, which shall be erected and set up, or shall obliterate or deface any of the Words, Letters, Figures, or Markes which shall be inscribed thereon, and shall be convicted thereof by the Confession of the Party, or by the Oath of One or more credible Witnesses or Witnesses, before One or more of the said Justices of the Peace for the County wherein such Mile-Stone shall stand (which said Oath the said Justice or Justices, are and is hereby required and impowered to administer) every such Person so offending, and being thereof convicted as aforesaid, shall respectively forfeit and pay the Sum of Forty Shillings for each Stone or Post so broken or pulled up, obliterated or defaced, to be levied and recovered in such manner as the Penalties and Forfeitures are herein after directed to be levied and recovered, the Fourth Part of such Forfeitures to be paid to and for the use of the Informer, and the Residue thereof to be applied in repairing the Stones or Posts, so broken or defaced, or in supplying new ones in their stead; and if there shall be any Overplus thereof the same shall be paid in repairing the said Roads, but in case no sufficient Distress can be found whereby to levy the same, then it shall and may be lawful for any One or more of such Justice or Justices, by Warrant under their Hand and Seal, to commit the Person or Persons so offending to any House of Correction within their respective Jurisdictions within the said Counties of Kent or Sussex, to be there kept to hard Labour for any time not less than the Space of One Month, nor exceeding Three Months, or until he, she or they shall have fully paid the Money which he, she or they shall forfeit or be liable to pay on such Conviction as aforesaid.

And be it further Enacted, by the Authority aforesaid, That all the Penalties and Forfeitures by this Act imposed or incurred (touching which no other Provision is herein made) shall be levied by Distress and Sale of the Offender or Offenders Goods or Chattels by Warrant or Warrants under the Hands and Seals of Two or more of the said Justices of the Peace, which Warrant or Warrants the said Justices are hereby impowered and required to grant upon Information of one or more credible Witnesses or Witnesses upon Oath (which Oath the said Justice or Justices of the Peace are hereby required and impowered to administer without Fee or Reward, and the Penalties and Forfeitures, when recovered, after paying the Overplus, if any be, when demanded, to the Party or Parties whose Goods and Chattels shall be so distrained and sold, the Charges of such Distress and Sale being first deducted, shall go and be applied and laid

Allowing Per-
sons aggrieved
to Appeal.

laid out, if not otherwise applied and disposed of by this Act, for and towards amending the said Roads.

Provided always, and be it further enacted by the Authority aforesaid, That in case any Person or Persons shall think himself or herself aggrieved by any thing done in pursuance of this Act, and for which no particular Method of Relief hath been already hereby appointed, it shall and may be lawful for him or her to appeal to the Justices of the Peace, at their next General Quarter Sessions to be held for the said Counties of Kent or Sussex, and for such of the said Counties wherein the Cause of Complaint shall arise, who are hereby authorized and required to take Cognizance thereof, and to hear and determine the Complaint of any such Person in a summary way, and if they see Cause may by Order of such Sessions mitigate at their Discretion all or any of the Penalties aforesaid, or vacate or set aside the Convictions, and set the Parties at liberty, or otherwise may ratify and confirm the same, with such Costs as to them shall seem reasonable, and to make such Orders and Judgements in regard to the Premises as they shall think right and proper.

Proceedings
not to be
quashed for
want of Form,
or remove-
able by Certi-
orari.

Provided nevertheless, That reasonable Notice shall be given in Writing of such Appeal to the Clerk or Treasurer of the said Trustees.

Provided always, and be it further Enacted by the Authority aforesaid, That no Proceedings to be had or done by the said Trustees, or by any Justice or Justices of the Peace, touching the Conviction of any Offenders against this Act, shall be quashed or vacated for want of Form or be removeable by Certiorari, or any other Process, into any of his Majesty's Courts, of Record at Westminster, until such Proceeding shall have first been removed to and Judgment and Determination given and made thereupon by such Quarter Sessions of the Peace, and that no Writ of Certiorari shall be issuable to remove the Record of any such Conviction from the said General Quarter Sessions, or to remove any other Proceedings of the said Quarter Sessions, touching such Conviction, into any of his Majesty's Courts of Record at Westminster, until Security be given by the Prosecutor in the Sum of Thirty Pounds, to prosecute and pay the Charges to be ascertained by the Court, to which such Proceedings shall be removed in case such Conviction shall be confirmed.

Commence-
ment and
Continuance
of the Act.
Unfals Roads
shall be repaired
and so adjudged
by the Justices of
the Peace for the
said Counties of
Kent and Sussex,
at their General
Quarter Sessions
of the Peace for
the said Counties,
that then and from
and after such
Adjudication made
and Repayment
of all Money due
and owing on
account of this
present Act, the
aforesaid Tolls
and Duties, and
Powers hereby
granted and given,
shall from thenceforth
cease and determine,
any thing herein
contained to the
contrary thereof
notwithstanding.

And it is hereby further Enacted, by the Authority aforesaid, That this Act, and all the Tolls and Duties hereby granted and made payable, and all the Powers hereby given, shall take place, and shall have Commencement and Continuance from and after the passing thereof, for and during the Term of Twenty-One Years, and from thence to the end of the then next Session of Parliament; but if at any time before the Expiration of the said Term, all the said Roads directed by this Act to be repaired, shall be sufficiently repaired, and so adjudged by the Justices of the Peace for the said Counties of Kent and Sussex, at their General Quarter Sessions of the Peace for the said Counties, that then and from and after such Adjudication made and Repayment of all Money due and owing on account of this present Act, the aforesaid Tolls and Duties, and Powers hereby granted and given, shall from thenceforth cease and determine, any thing herein contained to the contrary thereof notwithstanding.

And

And be it further Enacted by the Authority aforesaid, That the ^{First Meeting} said Trustees, or any Nine or more of them, shall first meet together at the House of *William Wilmesbush*, known by the Sign of the *White Bull* in *Northiam* aforesaid, upon the Third Monday after the passing of this Act, and shall proceed in the Execution of this Act, and shall then adjourn at such Time and Place in or near the said Roads to be repaired, as the said Trustees, or the Major Part of them, present at such first Meeting, shall think proper and convenient, and so shall meet and adjourn from Time to Time during the continuance of this Act, as the said Trustees present at any or every of such Meeting or Meetings or the Major Part of them shall think necessary for the putting this Act in Execution, and it shall happen that at the Time of any Meeting which shall be so from Time to Time appointed to be holden by the said Trustees as aforesaid, there shall not be Five at least or more of the said Trustees present, then and in every such Case no Business shall be done or transacted thereat, but the Clerk of the said Trustees, by Notice in Writing under his Hand, to be affixed at all the said Turnpike-Gates to be erected by virtue of this Act, at least Ten Days before the next Meeting, shall appoint the said Trustees to meet at some convenient House in or near the said Roads on that Day Three Weeks on which said last Meeting of the said Trustees was appointed to be held, and so *toties quoties* as the Case may happen to be and require.

Provided always, That Two Trustees shall be sufficient for the Purpose of Adjournment only, and if upon any Emergency a Meeting of the said Trustees shall be necessary to be held before the Time appointed in virtue of any Adjournment or Appointment to be made as aforesaid, shall come, then and in such case the said Trustees, or any Five or more of them, or the said Clerk at their Request shall or may give Fifteen Days Notice at least, in Writing, to be affixed on all the said Turnpike-Gates aforesaid, of the Time or Place of the holding any such Meeting or Meetings, and in such Notice or Notices shall be specified the particular Business intended to be done and transacted thereat, and which Business the said Trustees or the Major Part of them present at such Meeting or Meetings, may do and transact if they shall think fit, but any other Business done and transacted at such Meeting or Meetings, other than what shall be specified in every such Notice thereof as aforesaid, shall be to all intents and Purposes void and of none Effect.

And it is hereby Declared, That the said Trustees at their First and all other subsequent Meetings, shall bear and defray their own Charges and Expences.

Provided always, and be it Enacted by the Authority aforesaid, That no Act, Order, or Determination shall be done or made at any Meeting or Meetings of the said Trustees, without the Consent of the Major Part of the said Trustees present at such Meeting or Meetings respectively, nor shall any or either of the said Trustees act or be empowered to act in the Execution of the Power hereby given to them in any case where Five or more of the said Trustees are by this Act required to join in the doing thereof, unless it be at a Meeting to be by them held in pursuance

ance of and according to the Direction of this Act, or in pursuance of a Resolution of the Trustees present at some former Meeting or Meetings, whereby any Person or Persons is or are authorized to carry such Resolutions into Execution.

No former Order to be repealed unless Nine Trustees are present.

Enacted always, and it is hereby Enacted and Declared, That no Order made by virtue and in pursuance of this Act, by Five or more Trustees, being under the Number of Nine, shall be revoked, repealed or set aside by any subsequent Order of the Trustees, unless Nine or more Trustees shall be present at the making such subsequent Order; nor shall any Order made by Nine or more Trustees, be revoked, repealed and set aside by any subsequent Order of the Trustees, unless Five or more Trustees shall be present at the making such subsequent Order.

Trustees in the Commission of the Peace may act as Justices.

And be it further Enacted by the Authority aforesaid, That it shall and may be lawful for any of the Trustees appointed or to be appointed to put this Act in Execution, who is or shall be in the Commission of the Peace for the said Counties of *Kent* and *Sussex*, or either of them, to act as a Justice or Justices of the Peace in their respective Counties, in all Cases, Matters and Things, as may be necessary for the more speedy and effectual putting in Execution the several Authorities and Powers in this Act mentioned and contained.

Trustees not to act whilst in Places of Profit.

Prohibited always, and be it further Enacted and Declared, That if any Person or Persons appointed by this Act, or by virtue hereof, to be appointed Trustee or Trustees, for putting this Act in Execution, shall have or accept of any Place of Profit, arising out of or by reason of any Toll or Duty by this Act laid or granted, such Person or Persons shall be incapable of acting as a Trustee or Trustees, from the Time of accepting and during the Enjoyment of such Place of Profit as aforesaid.

For choice of new Trustees.

And for continuing a sufficient number of Trustees, for putting this Act in Execution, Be it further Enacted by the Authority aforesaid, That when and so often as any Trustee or Trustees shall die, or refuse to act, it shall and may be lawful for the surviving Trustees, or any Nine or more of them, by any Writing or Writings under their Hands and Seals from Time to Time, and at all Times hereafter, during the Continuance of this Act, to nominate, elect and appoint, one or more fit Person or Persons qualified as aforesaid, living in the said Counties of *Kent* or *Sussex*, or in one of them, in the Room or Place of such Trustees so dying or refusing to act; and such Person or Persons so nominated, elected and appointed, shall be joined with such surviving or remaining Trustees, but Notice of the Time and Place of Meeting, for the Election of all and every new Trustee or Trustees, shall be given in Writing under the Hand of the Clerk to the said Trustees for the Time being, to be fixed at, or on all and every Turnpike or Turnpikes which shall be erected by virtue of this Act, at least Ten Days before the Meeting for such Election; and all and every such Person and Persons, as shall from Time to Time be chosen and appointed Trustees as aforesaid, shall and may, and he or they are hereby authorized and empowered to act, to all Intents and Purposes, in as full, large and ample

shall be commenced after the Time limited for bringing the same as afore-
said, or shall be brought in any other County or Place, then the Jury shall
find for the Defendant or Defendants, and upon a Verdict, or if the Plain-
tiff or Plaintiffs shall become Nonsuited, or discontinue his, her or their
Actions, after the Defendant or Defendants shall have appeared, or if
upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs,
the Defendant or Defendants, shall and may recover Treble Costs, and
have such Remedy for the same, as any Defendant or Defendants hath or
have in any other Cases by Law.

Cash.

Public Act.

And be it further Enacted by the Authority aforesaid, That this Act
shall be deemed, adjudged, and taken to be a public Act, and be adjudged
and taken Notice of as such by all Judges, Justices, and other Persons
whatsoever, without specially pleading the same.

have in any other Cases by Law have such Remedy for the same, as any Defendant or Defendants hath or the Defendant or Defendants, shall and may recover Triple Costs, and upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, Actions, after the Defendant or Defendants shall have appeared, or if Plaintiff or Plaintiffs shall become Nonprossed or discontinued his, her or their said, or the Defendant or Defendants, and upon a Verdict, or if the Plaintiff, or shall be brought in any other County or Place, then the Plaintiff shall be committed to Jail, and for bringing the same into the County where

whatsoever, without specially reading the same and taken Notice of as such by all Judges, Justices and other Persons shall be deemed, adjudged, and taken to be a public Act, and be adjudged And be it further enacted by the authority aforesaid, That this Act

There is the Fair County of New
York, and the County of Albany
and the County of Dutchess
and the County of Westchester
and the County of Sullivan
and the County of Ulster
and the County of Warren
and the County of Yates
and the County of Hamilton
and the County of Schoharie
and the County of Seneca
and the County of Oneida
and the County of Chautauque
and the County of Warren
and the County of Yates
and the County of Hamilton
and the County of Schoharie
and the County of Seneca
and the County of Oneida
and the County of Chautauque

40

1997

